

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE**

MICROSOFT CORPORATION,)	
)	
Plaintiff,)	
)	
v.)	C.A. No. 07-090-SLR
)	
ALCATEL-LUCENT,)	
)	
Defendant.)	

STIPULATION AND ORDER

WHEREAS, plaintiff intends to file an Amended Complaint substituting Alcatel Business Systems for Alcatel-Lucent as the defendant, IT IS HEREBY STIPULATED by the parties, subject to the approval of the Court, that: (i) defendant need not respond to the original Complaint; (ii) Alcatel Business Systems shall respond to the Amended Complaint within ten days after the filing of the Amended Complaint; and (iii) service of a copy of the Amended Complaint upon Attorneys for Defendant shall be accepted as the required service of summons and complaint upon Alcatel Business Systems.

FISH & RICHARDSON P.C.

MORRIS, NICHOLS, ARSHT & TUNNELL LLP

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Attorneys for Plaintiff

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SO ORDERED this _____ day of April, 2007

United States District Court Judge